



Office of the Ohio Consumers' Counsel

Your Residential Utility Advocate

Janine L. Migden-Ostrander
Consumers' Counsel

July 28, 2009

Chairman Julius Genachowski
Federal Communications Commission
Room 8-B115
445 12th Street, S.W.
Washington, D.C. 20554

In the Matter of: Nomination for Universal Service Administrative Company
Board of Directors, CC Docket Nos. 97-21 and 96-45

Dear Chairman Genachowski:

As the Consumers' Counsel for the State of Ohio, I am pleased to nominate Ellis Jacobs, Senior Attorney with Advocates for Basic Legal Equality, Inc. of Dayton, Ohio, for the position of representative for low-income consumers on the Board of Directors of the Universal Service Administrative Company ("USAC").¹ A copy of Mr. Jacobs' resume is attached.

In his work for Advocates for Basic Legal Equality, Inc. ("ABLE") and its predecessor the Legal Aid Society of Dayton, he represents low-income consumers. With regard to public utility matters, and specifically telecommunications cases and issues, that representation has been primarily as the attorney for the Edgemont Neighborhood Coalition, a non-profit, charitable organization with an office in the Edgemont neighborhood of Dayton, a largely African American inner city neighborhood. The Coalition provides a variety of services to neighborhood residents, and works to expand education and economic opportunities and improve the quality of life for all residents of the neighborhood. The Coalition also functions as a small business, operating an office, storefront, community garden and community computer center.

A list of the telecommunications proceedings at the Public Utilities Commission of Ohio in which Mr. Jacobs has represented the Coalition is attached. Also attached is a list of the proceedings at the Federal Communications Commission in which Mr. Jacobs has been involved.

I have known Mr. Jacobs for over twenty years, and have had the opportunity to personally work with him on numerous matters on behalf of the public. Mr. Jacobs is conscientious, hard-working and dedicated to serving the public interest. He approaches issues with intelligence and is open to considering the views of other stakeholders in order to achieve the best resolution possible. Mr. Jacobs' background and interest in

¹ See Public Notice DA 09-1549 (rel. July 21, 2009); 47 C.F.R. §§ 54.703(c), 54.703(b)(10).

universal service matters make him an ideal candidate for the USAC Board to which I believe he would be an important asset. I understand that a number of interested organizations will also be supporting Mr. Jacobs' nomination.

Sincerely,

A handwritten signature in dark ink, reading "Janine L. Migden-Ostrander". The signature is fluid and cursive, with the first name "Janine" being more prominent.

Janine L. Migden-Ostrander
Ohio Consumers' Counsel
Office of the Ohio Consumers' Counsel
10 West Broad Street, Suite 1800
Columbus, Ohio 43215-3485
Phone: 614-466-8574

CC: Best Copy and Printing, Inc.; Jamie Susskind; Antoinette Stevens

ELLIS JACOBS
131 E. Davis Street
Yellow Springs, OH 45387
Phone: (937) 535-4419
Fax: (937) 449-8131
Ejacobs@ablelaw.org

BAR ADMISSIONS

Admitted to Ohio and Federal Bars, November 1981

EDUCATION:

University of Dayton School of Law - Dayton, Ohio
J.D. Degree, June 1981
Capital University, UWW - Columbus, Ohio
B.A. 1978

EMPLOYMENT:

ADVOCATES FOR BASIC LEGAL EQUALITY, INC.
Dayton, Ohio
Senior Attorney
(December, 2003 – Present)
Utility Regulation, Environmental Law, Voting Rights.

LEGAL AID SOCIETY OF DAYTON, INC.
Dayton, Ohio
Litigation Director/Chief Counsel/ Managing Attorney
(May 1987 – December, 2003)
Utility Regulation and Environmental Law.

CITY OF DAYTON
Dayton, Ohio
Magistrate
(September 1985 - May 1987)
Presided over the city's landlord/tenant court, heard a variety of
other cases referred by municipal judges.

MONTGOMERY COUNTY PUBLIC DEFENDERS OFFICE
Dayton, Ohio
Senior Appellate Attorney
(November 1983 - September 1985)
Trial Attorney
(November 1981 - November 1983)

MONTGOMERY COUNTY FAIR HOUSING CENTER
Dayton, Ohio
(May 1981 - November 1981)
Civil rights litigation, landlord/tenant law.

UNIVERSITY OF DAYTON SCHOOL OF LAW
Visiting Professor, Law Clinic
Spring 2001, Fall 2003

ANTIOCH UNIVERSITY
Visiting Professor, Business Law
Spring 2001, Fall 2002

SINCLAIR COMMUNITY COLLEGE
Instructor, Business Law
1987

UNITED STATES DEPARTMENT OF COMMERCE
Grant Reviewer, Technology Opportunities Program,
2002

**RELEVANT
EXPERIENCE:**

ATLANTIC FELLOWSHIP IN PUBLIC POLICY
Fellow, Office of Telecommunications (OFTEL),
London, England
(August 2001 – January 2002)
As part of a British Government sponsored fellowship program, I
worked and studied at OFTEL, the British equivalent of the FCC.
While working on several projects for OFTEL, I researched and
wrote, “British Universal Service Policy in the Era of Mobile
Madness”, presented at the Atlantic Fellowship Conference,
London England, May 2002.

TELEPHONE AND TECHNOLOGY ACCESS PROJECT
Director
(1995 – 2003)
Provided public interest advocacy for the low-income community
on telecommunication issues. This included representation in
alternative regulation, merger, service quality and prepaid
provider cases and involvement in universal service, local
competition and minimum service standard rules dockets.

OHIO COMMUNITY COMPUTING CENTER NETWORK

Board Member (1995 – 2004)

Chair (1995 – 1998)

The OCCN provides support to a network of computer centers in low income communities throughout Ohio, including centers funded as the result of settlements in the Ameritech and Cincinnati Bell Telephone alternative regulation and merger cases.

UNIVERSAL SERVICE ASSISTANCE ADVISORY COMMITTEE

Board Member (1995 – 2006)

Chair (1996 – 1998)

This committee oversaw the implementation of the low-income lifeline program in the Ameritech-Ohio service territory. In 2004 this group merged into "Lifeline Ohio".

COMMUNITY TECHNOLOGY FUND OF OHIO

Board Chair (1999 – 2006)

This fund provided grants to help organizations in low-income communities effectively use telecommunications and computer technology. This fund resulted from the settlement of a merger case and was overseen by the Public Utilities Commission of Ohio. It expired in 2006 when it completed oversight of all grants.

SELECTED PUBLICATIONS:

Ellis Jacobs, "Legal Aid's Role in the Fight for Telecommunications and Computer Access in Low-income Communities," Clearinghouse Review, Vol. 37, Number 3, August 2003.

Gabrielle Hammond and Ellis Jacobs, "The Future of Technology in Legal Services: A Time for New Advocacy," Clearinghouse Review, Vol. 37, Number 1-2, May-June 2003.

Ellis Jacobs, "Fighting to Turn the Promise of Universal Telecommunications Technology Service into Reality: The Experience of one Community Organization in Ohio," Georgetown Journal on Poverty Law and Policy, Vol. VIII, Number 1, Winter 2001.

Ellis Jacobs, Cary Williams, "Telecommunications Policy in Ohio: Interventions to Bridge the Digital Divide," Quarterly Bulletin, National Regulatory Research Institute, Vol. 20, Number 3, Fall/Winter 1999.

Ellis Jacobs, "Expanding Low-Income Communities' Access to

Telecommunications Technology," Clearinghouse Review, Vol. 29, Number 3, July 1995.

**SELECTED
PRESENTATIONS:**

"First Do No Harm; Representing Community Organizations," National Legal Aid and Defender Association, San Jose, California, July, 2006.

"Systemic Advocacy in the Digital Age," National Legal Aid and Defender Association, Milwaukee, Wisconsin, November 2002.

"British Universal Service Policy in the Era of Mobile Madness", Atlantic Fellowship in Public Policy Conference, London, England, May, 2002.

"Overcoming the Digital Divide," National Legal Aid and Defender Association, Washington DC, November 2000.

"The Digital Divide and Low Income Communities Access to Technology," Ohio State Legal Services, Columbus Ohio, October 2000.

"Universal Service Advocacy," National Legal Aid and Defender Association, Houston, Texas, April 2000.

"Advancing the Public Interest before State Utility Commissions," Community Technology Centers' Network, Boston, Massachusetts, June, 1996.

"Lessons from the World of Telecommunications," National Consumer Law Center, Washington, D.C., February, 1996.

"National and Local Telecommunications Agendas: Advancing the Public Interest in a Changing Environment," Center for Neighborhood Technology, Chicago, Illinois, November, 1995.

**Mr. Jacobs Participated In Comments Filed In The Following FCC
Dockets On Behalf Of His Client The Edgemont Neighborhood
Coalition**

Federal State Joint Board on Universal Service	CC Docket No. 96-45
1998 Biennial Regulatory Review Streamlined Contributor Reporting Requirements Associated with Administration of Telecommunications Relay Service, North American Numbering Plan, Local Number Portability, and Universal Service Support Mechanisms	CC Docket No. 98-171
Telecommunications Service for Individuals with Hearing and Speech Disabilities, and the Americans with Disabilities Act of 1990	CC Docket No. 90-571
Administration of the North American Numbering Plan and North American Numbering Plan Cost Recovery Contribution Factor and Fund Size	CC Docket No. 92-237 NSD File No. L-00-72
Number Resource Optimization	CC Docket No. 99-200
Telephone Number Portability	CC Docket No. 95-116
Truth-in-Billing and Billing Format	CC Docket No. 98-170
Access Charge Reform, Price Cap Performance Review for Local Exchange Carriers, Transport Rate Structure and Pricing, End User Common Line Charge	CC Docket Nos. 92-262, 94-1, 91-213, 95-72
In the Matter of Application for Consent to Transfer Control of Licenses and Section 214 Authorizations from Ameritech Corporation, Transferor, to SBC Communications, Inc. Transferee	CC Docket No. 98-141
In the Matter of Application of GTE Corp, Transferor and Bell Atlantic Corp., Transferee for Consent to Transfer Control	CC Docket No. 98-184
In the Matter of Lifeline and Link-up	WC Docket No. 03-109
In the Matter of IP Enabled Services	WC Docket No. 04-36
In the Matter of Consumer Protection in the Broadband Era	WC Docket No. 05-271
In the Matter of High Cost Universal Service Support	WC Docket No. 05-337



Search Results for Advanced Search

Case Records

(50 Results)

Case Number	Case Title	Open Date	Closed Date
06-1013-TP-BLS	AT&T OHIO	08/11/2006	
05-1305-TP-ORD	IMPLEMENTATION OF REGULATION OF INCUMBENT TELEPHONE COMPANIES	10/25/2005	
05-1102-TP-ORD	REVIEW OF THE COMMISSION'S MINIMUM TELEPHONE SERVICE STANDARDS FOUND IN CHAPTER 4901:1-5	09/06/2005	
05-0497-TP-ACO	VERIZON COMMUNICATIONS INC/MCI INC.	04/14/2005	08/27/2007
05-0269-TP-ACO	SBC OHIO/AT&T CORPORATION	02/28/2005	
02-0496-TP-ACE	CAT COMMUNICATIONS INTERNATIONAL, INC.	02/26/2002	08/30/2002
00-1751-TP-ACE	MAX-TEL COMMUNICATIONS, INC.	09/26/2000	04/12/2001
00-1532-TP-COI	ELECTIVE ALTERNATIVE REGULATORY FRA	08/22/2000	
00-1265-TP-ORD	MINIMUM TELEPHONE SERVICE STANDARDS	07/11/2000	
00-0942-TP-COI	AMERITECH OHIO	05/31/2000	
99-0998-TP-COI	EXISTING LOCAL EXCHANGE COMP GUIDE	08/25/1999	
99-0967-TP-ACE	P.V. TEL OF OHIO, LLC	08/18/1999	11/23/2000
99-0938-TP-COI	AMERITECH OHIO/MINIMUM TELEPHONE	08/12/1999	03/16/2009
99-0563-TP-COI	REGULATORY FRAMEWORK COMPETITIVE	05/06/1999	02/13/2003
99-0524-TP-ACE	PHONE RECONNECT OF AMERICA, INC.	04/29/1999	11/02/2000
99-0326-TP-ACE	ANNOX, INC.	03/19/1999	09/02/1999
98-1480-TP-ACE	TELSTAR TELECOM COMPANY, L.L.C.	10/27/1998	11/02/2000
98-1466-TP-ACE	NOW COMMUNICATIONS, INC.	10/22/1998	11/02/2000
98-1398-TP-AMT	BELL ATLANTIC/GTE CORP.	10/02/1998	03/25/2004
98-1248-TP-ACE	CHOCTAW COMMUNICATIONS, L.C.	09/03/1998	06/09/1999
98-1082-TP-AMT	SBC COMMUNICATIONS/AMERITECH OHIO	07/24/1998	
98-1024-TP-UNC	AMERICAN ASSN. RETIRED PERSONS	07/09/1998	10/15/1998
98-0916-TP-ACE	JERRY LAQUIERE DBA LEC-LINK	06/11/1998	10/08/1998
98-0863-TP-ATA	UNITED TELEPHONE COMPANY OF OHIO	06/01/1998	03/04/1999
98-0191-TP-COI	AMERITECH OHIO	02/03/1998	08/27/1998
98-0076-TP-ATA	MCCLURE TELEPHONE COMPANY	01/12/1998	02/12/1998
97-1339-TP-ATA	WABASH MUTUAL TELEPHONE COMPANY	10/17/1997	
97-1338-TP-ATA	VAUGHNSVILLE TELEPHONE COMPANY	10/17/1997	
97-1337-TP-ATA	VANLUE TELEPHONE COMPANY	10/17/1997	
97-1336-TP-ATA	TELEPHONE SERVICE COMPANY	10/17/1997	
97-1335-TP-ATA	SYCAMORE TELEPHONE COMPANY	10/17/1997	
97-1334-TP-ATA	SHERWOOD MUTUAL TELEPHONE ASSN.	10/17/1997	
97-1333-TP-ATA	RIDGEVILLE TELEPHONE COMPANY	10/17/1997	
97-1332-TP-ATA	PATTERSONVILLE TELEPHONE COMPANY	10/17/1997	
97-1331-TP-ATA	OTTOVILLE MUTUAL TELEPHONE COMPANY	10/17/1997	
97-1330-TP-ATA	ORWELL TELEPHONE COMPANY	10/17/1997	

97-1329-TP-ATA	OAKWOOD MUTUAL TELEPHONE COMPANY	10/17/1997
97-1328-TP-ATA	NOVA TELEPHONE COMPANY	10/17/1997
97-1327-TP-ATA	NEW KNOXVILLE TELEPHONE COMPANY	10/17/1997
97-1326-TP-ATA	MINFORD TELEPHONE COMPANY	10/17/1997
97-1325-TP-ATA	MIDDLE POINT HOME TELEPHONE CO.	10/17/1997
97-1324-TP-ATA	KALIDA TELEPHONE COMPANY	10/17/1997
97-1323-TP-ATA	GLANDORF TELEPHONE COMPANY	10/17/1997
97-1322-TP-ATA	GERMANTOWN INDEPENDENT TELEPHONE	10/17/1997
97-1321-TP-ATA	FRONTIER COMMUNICATIONS OF MICHIGAN	10/17/1997
97-1320-TP-ATA	FORT JENNINGS TELEPHONE COMPANY	10/17/1997
97-1319-TP-ATA	FARMERS MUTUAL TELEPHONE COMPANY	10/17/1997
97-1318-TP-ATA	DOYLESTOWN TELEPHONE COMPANY	10/17/1997
97-1317-TP-ATA	CONNEAUT TELEPHONE COMPANY	10/17/1997
97-1316-TP-ATA	CONTINENTAL TELEPHONE COMPANY	10/17/1997